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SH 2344520 / FO 2407128

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Firearm training records for Deputy Anthony Maldonado

Firearm training records for Deputy Kelly Marchello

South Los Angeles Station In-Service for 10-29-13

Copy of the Consolidated Criminal History of Suspect Hicks

Los Angele_ County Sheriff's D_partment

Supervisor's Report on Use of Force

Incident Information

URN: 013-09405-0399-013	Date: 10/29/13	Time: 0001	
Location: 3940 West Century Blvd (Roadway Motel)	City or Station: Inglewood		
Bureau/Station/Facility: Central Patrol Division / South Los Angeles	Admin. Investigation: (•) YES ( ) NO		
Type of Force: Control Holds			
Incident Category: (•) 1 ( ) 2 ( ) 3	Deputy Injury: (•) YES ( ) NO	Suspect Injury (•) YES ( ) NO	
[ ] Call	[X] Observation	[ ] Detail	[ ] Foot Pursuit [ ] Vehicle Pursuit
IAB Notified: (•) YES ( ) NO	Person Notified: Lieutenant M. Berg	Emp: [redacted]	IAB Roll Out (•) YES ( ) NO

Involved Employee

E1

Employee #: [redacted]	Last Name: Maldonado	First Name: Anthony	Middle I.:	Rank: Deputy		
Sex: (•) M ( ) F	Race: H	Height: 5'08"	Weight: 180	Age: [redacted]	Shift: (•) EM ( ) Day (•) PM	(•) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: SLA	Work Assignment (Unit #, Module, etc.): Unit #32					
Individual Force Used: Control Hold	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category: (•) 1 ( ) 2 ( ) 3				
[X] Injured [X] Treated [ ] Admitted	Facility: On scene by LA County Fire #173	Coroner Case #:				

E2

Employee #: [redacted]	Last Name: Marchello	First Name: Kelly	Middle I.:	Rank: Deputy		
Sex: ( ) M (•) F	Race: H	Height: 5'02"	Weight: 150	Age: [redacted]	Shift: (•) EM ( ) Day (•) PM	(•) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: SLA	Work Assignment (Unit #, Module, etc.): Unit #32					
Individual Force Used: Control Hold	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category: (•) 1 ( ) 2 ( ) 3				
[X] Injured [X] Treated [ ] Admitted	Facility: Harbor UCLA Medical Center	Coroner Case #:				

E_

Employee #:	Last Name:	First Name:	Middle I.:	Rank:		
Sex: ( ) M ( ) F	Race:	Height:	Weight:	Age:	Shift: ( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment:	Work Assignment (Unit #, Module, etc.):					
Individual Force Used:	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category: ( ) 1 ( ) 2 ( ) 3				
[ ] Injured [ ] Treated [ ] Admitted	Facility:	Coroner Case #:				

On Duty Supervisor

[ ] Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	[redacted]	[redacted]		Sgt.	YES ( ) NO (•)	YES ( ) NO (•)

Supervisor Completing Investigation

Emp.	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Torres	Benjamin		Sgt.	YES ( ) NO (•)	YES ( ) NO (•)

Watch Commander / Supervising Lieutenant

Emp.	Last Name	First Name	Middle I.	Rank
[redacted]	Escobedo	Sergio		Lt

Lt. Albert Maldobnado (IAB) — Watch Commander / Supervising Lieutenant's **Signature:**

07/18/16 — Date

Copy Provided to Employee by: — Emp #: — 07/18/16 Date

Captain Steven J. Sciacca — Unit Commander **(Print Name)**

Unit Commander's **Signature**: — Emp #: [redacted]

DISCOVERY Use Only
FO# 2409128

[ ] PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Su visor's Report on Use of Fo
SUSPECT INFORMATION

0 1 3 - 0 9 4 0 5 - 0 3 9 9 - 0 1 3

Suspect Information

S 1

Last Name: Hicks	First Name: Quentin	Middle Name:	Armed? Select: Firearm (Handgun)
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	Weight	D.O.B	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
(●) Male ○ Female	B	49	504	135	09/20/64	No Phone	

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: Deceased Primary Charge Code: . Secondary Charge Code: [redacted] Criminal History

Treated on Scene? (●) YES ○ NO Name: LA County Fire Unit: #173 Phone #: (310)419-5190

Hospital Admission? ☒ Rec'd Treatment At: Harbor UCLA Medical Coroner Case #: 13-078486 Mental History ☐ User's guide provides direction on this entry

By: Dr. Glinieki Address: 1104 N Mission Rd, Los Angeles 90033 Phone #: (323)343-0512

Under Influence: (●) YES ○ NO Substance: [redacted] 5150 a factor in force? [redacted] User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S --

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
○ Male ○ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S --

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
○ Male ○ Female							

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Su visor's Report on Use of For
EMPLOYEE / NON-EMPLOYEE INFORMATION

013 - 09405 - 0399 - 013

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			Adult

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			Adult

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]		Adult

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			Adult

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]				

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ Additional Witness

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Hicks	S1	Marchello	E2	UC	NN	NN
Hicks	S1	Marchello	E2	RS	NN	NN
Marchello	E2	Hicks	S1	CT	NN	NN
Hicks	S1	Marchello	E2	FH	NN	NN
Maldonado	E1	Hicks	S1	CT	NN	NN
Hicks	S1	Marchello	E2	FH	GS	HI
Hicks	S1	Maldonado	E1	FH	GS	HD
Maldonado	E1	Hicks	S1	FH	GS	HE
Marchello	E2	Hicks	S1	FH	GS	IN

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
10-29-2013	Central Patrol Division / South Los Angeles	☑	☑

Incident Information

URN: 013-09405-0399-013	Date: 10-29-2013 Time: 0001 hours
City or Station: Inglewood	Nature of Incident: Deputies conducted a traffic stop. During a search of the suspect a struggle ensued. The suspect possessed a handgun and fired multiple rounds. Striking Deputy Marchello and Maldonado.
Location: 3940 West Century Blvd (Roadway Motel)	

Location Type (*check one or more*):
- ☐ Backyard
- ☐ Beach
- ☑ Business
- ☐ Freeway
- ☐ Industrial
- ☐ Park
- ☑ Parking Lot
- ☐ Residence
- ☐ Rural
- ☐ School
- ☐ Street
- Other:

Lighting (*check only one*):
- ☐ Darkness
- ☐ Daylight
- ☐ Other
- ☑ Street Lights

Weather (*circle only one*):
- ☑ Clear
- ☐ Cloudy
- ☐ Fog
- ☐ Rain

Distance: 1'

Total # of Shots Fired by Deputy: 8

Total # of Shots Fired by Suspect: 12

Incident Type (*check one or more*):
- ☐ Accidental
- ☑ Armed Person
- ☐ Fleeing Suspect
- ☐ Foot Pursuit
- ☐ Gun Take Away
- ☐ Moving Vehicle
- ☐ Sniper/Ambush
- ☐ Startle
- ☑ Struggle Involved
- ☑ Traffic Stop
- ☑ Unarmed Person
- ☐ Unintentional
- ☐ Vehicle Pursuit
- ☐ Warrant Service
- ☐ Warning Shot
- Other:

Initiated by (*check only one*):
- ☐ Arrest Warrant
- ☐ Call
- ☑ Observation
- ☐ One Person Unit
- ☐ Other
- ☐ Search Warrant
- ☑ Two Person Unit

Prior Activity (*check only one*):
- ☐ Detective
- ☐ Inmate Transport
- ☐ Other
- ☑ Routine Patrol

Aero Unit? ☑ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]		M.I.	
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph	
Last Name: [redacted]		First Name: [redacted]		M.I.	
Street Address: [redacted]	City: [redacted]	Zip C[redacted]	Work Ph: [redacted]	Home Ph	
Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: [redacted]	City	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph	

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	[redacted]	[redacted]		☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
				☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Conley	Richard	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Escobedo	Sergio	

PSTD Use Only

SH # 2344520

SH-R-438A (rev. 10/01/15)

See Reverse

Officer Involved Shooting
Involved Employee Information

URN: 013-09405-0399-013

Involved Employee

E 1

Employee # [redacted]	Last Name: Maldonado	First Name: Anthony	M.I.
Sex: M / Race: Hisp	Rank: Deputy	Unit Assignment: SLA	Work Assignment (Unit #, Module, etc.): 32
ShiftTime (*circle only one*): ☑ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☑ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name: N/A	Coroner Case? ☐	Coroner Case # / Interviewed? ☑
Hrs of sleep prior to shooting: 6 / Duty Time (hrs): [redacted]	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☑ Uniform w/ Vest		Other Factors:
Age: [redacted] Height: 5'8" Weight: 180			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]		Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted] / Prior Shootings? [redacted]	Number of Prior Shootings: [redacted] / Directed Force: [redacted]
Weapons Fired Brand: Beretta	Caliber 9mm / # Shots 4	Weapons Fired Brand:	Caliber / # Shots
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E 2

Employee # [redacted]	Last Name: Marchello	First Name: Kelly	M.I.
Sex: F / Race: Hisp	Rank: Deputy	Unit Assignment: SLA	Work Assignment (Unit #, Module, etc.): 32
ShiftTime (*circle only one*): ☑ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☑ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☒	Hospital Name: UCLA Medical Center	Coroner Case? ☐	Coroner Case # / Interviewed? ☑
Hrs of sleep prior to shooting: 5 / Duty Time (hrs): [redacted]	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☑ Uniform w/ Vest		Other Factors: [redacted]
Age: [redacted] Height: 5'2" Weight: 150			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]		Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted] / Prior Shootings? [redacted]	Number of Prior Shootings: [redacted] / Directed Force: [redacted]
Weapons Fired Brand: Beretta	Caliber 9mm / # Shots 4	Weapons Fired Brand:	Caliber / # Shots
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E

Employee #	Last Name	First Name	M.I.
Sex: / Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting: / Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest		Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:		Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit: / Prior Shootings? ☐	Number of Prior Shootings: / Directed Force: ☐
Weapons Fired Brand:	Caliber / # Shots	Weapons Fired Brand:	Caliber / # Shots
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

Officer Involved Shooting Suspect Information

Suspect Information

S 1

Last Name: Hicks	First Name: Quentin	M.I.
AKA Last Name	First Name	M.I.

Sex: M Race: Black	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone: N/A	Home Phone: N/A	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 49 D.O.B. 09-20-1964	Height: 504 Weight: 135	FBI # [redacted]	CII # [redacted]
Booking #	Primary Charge: Deceased	Secondary Charge:	
Coroner Case? ☑	Coroner Case # 2013-078486	Intoxication/Drug Usage? ☑	Substance Used: Methamphetamine
Armed? ☑	Apprehended? ☑	Mental Illness? [redacted]	Criminal History? [redacted]

Vehicle Make: Mercedes	Model: 4 door	Year: 1993	Parole: [redacted]	Probation: [redacted]	Prior Felony Conviction: [redacted]

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐

Vehicle Make	Model:	Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐

Vehicle Make	Model:	Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐

Vehicle Make	Model:	Year:	Parole:	Probation:	Prior Felony Conviction:

See Other Side

Officer Involved Shooting

N: 013-09405-0399-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
10-29-2013	0145 Hours	06-30-2016	

Employee #	Last Name	First Name	M.I.
[redacted]	Berg	Michael	
[redacted]	Graham	Scott	
[redacted]	Lopez	Mark	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S	E2	UC					NN	NN
S	E2	RS					NN	NN
E2	S	CT					NN	NN
E1	S	CT					NN	NN
S	E1	RS					NN	NN
S	E2	FH	TA	40			GS	HI
S	E1	FH	TA	40			GS	HD
E2	S	FH	BR	9	Y	Y	GS	HE
E2	S	FH	BR	9	Y	Y	GS	IN
E1	S	FH	BR	9	Y	Y	GS	IN
E1	S	FH	BR	9	Y	Y	GS	IN

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **DEPUTY INVOLVED SHOOTING, SUPECT DECEASED**

IAB FILE NUMBER: **SH 2344520 & FO 2401728**

URN#: **013-09405-0381-013**

DATE/TIME: **October 29, 2013 at 0001, hours**

LOCATION: **3940 Century Boulevard, Inglewood**

SYNOPSIS

On October 29, 2013, at 0001 hours, South Los Angeles Sheriff Station Deputies Anthony Maldonado (driver) and Kelly Marchello (passenger) were assigned to South Los Angeles Unit 32. They were driving east on Century Boulevard at Prairie Avenue in their marked patrol car. They saw a silver Mercedes Benz without license plates affixed to the vehicle. The vehicle turned into the parking lot of the Roadway Inn Motel (3940 Century Boulevard, Inglewood), as did the deputies.

The vehicle stopped in the parking lot and the front passenger identified as Suspect Quentin Hicks quickly exited the front passenger's seat and opened the trunk of the Mercedes Benz. Deputy Marchello exited their patrol car and contacted Suspect Hicks at the rear of the Mercedes, as Deputy Maldonado exited the patrol car and contacted the male driver, [redacted]

Deputy Marchello escorted Suspect Hicks to the front of the patrol car, which was parked perpendicular to the rear of the Mercedes Benz. Deputy Marchello was in direct sight of Deputy Maldonado and within hearing distance. Deputy Marchello began a pat-down search of Suspect Hicks and he became uncooperative. During the search, Suspect Hicks told Deputy Marchello, "I have a fucking gun." Suspect Hicks became resistive with Deputy Marchello, so Deputy Maldonado quickly walked from the driver's door of the Mercedes to assist.

Deputy Maldonado "bear hugged" Suspect Hicks from behind, pinning Suspect Hick's arms to his sides. Deputy Marchello was standing in front of both Suspect Hicks and Deputy Maldonado. While Deputy Maldonado continued to "bear hug" Suspect Hicks, he removed a semi-automatic handgun from his waistband. Suspect Hicks manipulated the slide and chambered a round. With his arms still

pinned, Suspect Hicks held the handgun near his waist area and subsequently fired a round. The round struck Deputy Marchello in the right thigh area, causing her to fall to the ground.

Deputy Maldonado recalled the violent struggle ensued between him and Suspect Hicks. Both were still standing and Deputy Maldonado was able to maintain his hold of suspect Hicks. Suspect Hicks continued to struggle, attempting to break free. They both moved about the parking lot, as Suspect Hicks continued to fire his handgun. At some point in the violent confrontation, Deputy Maldonado was struck in the left hand by a round fired by Suspect Hicks. Deputy Maldonado eventually took Suspect Hicks to the ground and was able to create distance from him. After Deputy Maldonado created distance from Suspect Hicks, he (Suspect Hicks) fired a shot that Deputy Maldonado heard and felt go by his left ear. Deputy Maldonado said, he retrieved his handgun from its holster. He fired one round at Suspect Hicks, striking him in the head. Suspect Hicks continued moving, as if it had no effect (refer to homicide transcript page 7 and IAB transcript page 24). Deputy Maldonado stood up, to create distance, and simultaneously, fired two more rounds.

Deputy Marchello did not realize she had been shot until she began to run towards Deputy Maldonado and Suspect Hicks. She recalled, moments prior to Deputy Maldonado taking Suspect Hicks to the ground, she began to broadcast the emergent radio traffic via her hand held radio, as she ran to assist Deputy Maldonado. Deputy Marchello said, in fear her partner was shot, she fired four rounds from her issued Beretta (refer to homicide transcript page 12 and IAB transcript page 27). Deputy Marchello felt the only option to bring the assault to a conclusion was to fire her handgun at Suspect Hicks (refer to IAB transcript page 31). Deputy Maldonado and Deputy Marchello returned gun fire at Suspect Hicks, which struck him, and ultimately stopped his violent attack.

Shortly after the shooting, assisting units arrived, and maintained control of the crime scene. Paramedics were requested for both deputies as well as Suspect Hicks. Deputy Maldonado was treated at the scene and Deputy Marchello was transported to Harbor General Hospital to be treated for her gunshot wound. Suspect Hicks sustained seven gunshot wounds and was also transported to Harbor General Hospital. Suspect Hicks was pronounced deceased at 0047 hours on October 29, 2013.

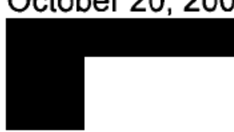
Los Angeles County Sheriff's Department Homicide detectives documented their investigation of the incident in their Homicide Book **[EXHIBIT A]**. The Los Angeles County District Attorney's Office reviewed the investigation and authored a Letter of Opinion **[EXHIBIT B]**. The letter reads Deputies Maldonado and Marchello acted in self-defense and in defense of each other. There would be no further action from the District Attorney. In addition three compact discs are included **[EXHIBIT C]**, Disc #1 contains video of the shooting, crime scene

photos, radio traffic, and Homicide interviews. Disc #2 contains audio interviews and crime scene photos. Disc #3 contains autopsy photos.

INVOLVED EMPLOYEE AND WORK HISTORY

Anthony Maldonado- Deputy [redacted]
Central Patrol Division
South Los Angeles Patrol Station

Work History

Date of Employment: October 20, 2006

Date Assigned to SLA: [redacted]
Prior Shooting Incidents:
Prior Founded Force Incidents:

Equipment Worn On Person

Beretta 92FS 9MM Semiautomatic pistol
PR-24 baton
Oleoresin Capsicum (OC) Spray

INVOLVED EMPLOYEE AND WORK HISTORY

Kelly Marchello- Deputy [redacted]
Central Patrol Division
South Los Angeles Patrol Station

Work History

Date of Employment: November 07, 2007

Date Assigned to SLA: [redacted]
Prior Shooting Incidents:
Prior Founded Force Incidents

Equipment Worn On Person

Beretta 92FS 9MM Semiautomatic pistol
PR-24 baton
Oleoresin Capsicum (OC) Spray

SUSPECT INFORMATION

Quentin Hicks
Male, Black, DOB: September 24, 1964, 5'04", 120 pounds (Deceased)
[redacted]

Criminal History

CII# [redacted] Suspect Hicks' criminal history consists of [redacted]. His Consolidated Criminal History Report System (CCHRS) and rap sheet is included in the Homicide Book **[EXHIBIT A,** pages 73-106].

SUSPECT INJURIES

Suspect Hicks succumbed to his gunshot wounds. He was transported to UCLA Harbor General Hospital, where he was pronounced deceased. It was later determined Suspect Hicks sustained seven gunshot wounds; two rapidly fatal, (1) to the lower left chest, (1) to the front right thigh. Five non-fatal: (1) graze wound to the right side of the head, (1) graze wound to the left side of the head, (1) to the right knee, (1) to the right lower leg near the ankle, (1) to the left tricep area. For additional descriptions of Suspect Hicks' gunshot wounds, refer to Homicide Book pages 107 through 151 **[EXHIBIT A]**.

TOXICOLOGY FINDINGS

Test of Suspect Hicks were conducted by the Los Angeles County Coroner's Office. Suspect Hicks had amphetamine in his system at the time of his death (refer to the Coroner's Office Laboratory Analysis Summary Report, page 152 of the Homicide book **[EXHIBIT A]**).

DEPUTY PERSONNEL INJURIES

Deputy Maldonado sustained a grazing gunshot wound to his left hand.

Deputy Marchello sustained a gunshot wound to her right thigh.

PHYSICAL EVIDENCE

All physical evidence was collected by Scientific Services Bureau personnel. See pages 52 through 54 in the Homicide Book **[EXHIBIT A]** for further information. All evidence photograph is documented under file# 013-09405-0381-013 located in Homicide Booked **[EXHIBIT A].** Also included are three compact discs, which include: Disc #1 containing video of the shooting, crime scene photos, radio traffic, and Homicide interviews; Disc #2 which contains audio interviews and crime scene photos, and Disc #3 which contains autopsy photos **[EXHIBIT C]**.

INVESTIGATOR'S OBSERVATIONS

Investigators observed all listed physical evidence documented **[EXHIBIT C]**.

WEAPONS USED BY DEPUTY PERSONNEL

Deputy Maldonado's last date of range qualification – [redacted]

Deputy Maldonado fired 4 rounds of Department issued 9mm ammunition from his Department issued Beretta 92FS.

Deputy Marchello's last date of range qualification- [redacted].

Deputy Marchello fired 4 rounds of Department issued 9mm ammunition from her Department issued Beretta 92FS.

WEAPONS USED BY SUSPECT HICKS

Taurus 40cal semiautomatic pistol.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was conducted by Los Angeles County Sheriff's Homicide Detectives Guzman and Gallagher.

LIGHTING AND WEATHER CONDITIONS

The scene was illuminated by street-lights, and lighting in and around the Roadway Inn Motel. The weather was clear and cool.

INVESTIGATION

Internal Affairs Bureau investigators interviewed the following involved Department personnel: Deputy Anthony Maldonado and Deputy Kelly Marchello. The interviews were digitally recorded and transcribed. For more information and precise wording, see the attached verbatim interview transcriptions.

The following witness were interviewed by Los Angeles County Sheriff's Homicide Detectives Guzman and Gallagher; [redacted] For more information and precise wording, see the attached verbatim interview transcriptions.



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

JACKIE LACEY • District Attorney
SHARON J. MATSUMOTO • Chief Deputy District Attorney
JOSEPH P. ESPOSITO • Assistant District Attorney

SCOTT K. GOODWIN • Director

January 6, 2015

Captain Rod Kusch
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

Re: J.S.I.D. File #13-0732
L.A.S.D. File #013-09405-0381-013

Dear Captain Kusch:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the October 29, 2013, fatal shooting of Quentin Hicks by Los Angeles County Sheriff's Department (LASD) Deputies Kelly Marchello and Anthony Maldonado. We have concluded that the deputies acted in self defense and in defense of each other.

The District Attorney's Command Center was notified of the shooting on October 29, 2013 at 1:30 a.m. The District Attorney Response Team, comprising Deputy District Attorney Gretchen Ford and District Attorney Senior Investigator Regina Crenshaw, responded to the scene and was given a briefing of the circumstances of the shooting and a walk-through of the scene.

The following analysis is based on reports, recordings and videotapes submitted by LASD Homicide Detectives Kathy Gallagher and Philip Guzman. The voluntary statements of the deputies were considered in this analysis.

FACTUAL ANALYSIS

Introduction

On October 28, 2013, just before midnight, LASD Deputies Marchello and Maldonado were on routine patrol in the City of Inglewood and followed a Mercedes into the parking lot of the Rodeway Inn at 3940 Century Boulevard. No traffic stop was initiated. The Mercedes parked, blocking traffic in the parking lot, and the deputies stopped their vehicle within a carlength of it. Quentin Hicks (49 years of age, 5'4," 120 pounds) quickly exited the front passenger seat of the Mercedes, walked to the trunk and opened it.

Marchello, concerned that Hicks might have walked to the trunk to conceal a firearm, exited the patrol vehicle and approached Hicks at the trunk of the Mercedes. Marchello detained Hicks and

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WEBSITE: http://da.co.la.ca.us

walked him to the patrol vehicle with Hicks' hands behind his back. Once they reached the patrol vehicle, Hicks began to struggle with Marchello. Maldonado, who had been speaking to the driver of the Mercedes, joined Marchello and both deputies struggled with Hicks. Hicks broke Marchello's grip on him, and the struggle continued between Maldonado and Hicks.

Maldonado and Hicks struggled around the front of the patrol car to the driver's side. Hicks declared that he had a firearm, and simultaneously produced a semi-automatic handgun from his waistband. Maldonado attempted to control Hicks by grabbing him from behind in a bear hug and pinning his arms down. Nonetheless, Hicks fired a shot across the hood of the patrol vehicle, which struck Marchello in the upper thigh.

Maldonado continued to bear hug Hicks from behind. Maldonado and Hicks struggled on foot, north through the parking lot. When they reached the northeast corner of the parking lot, Maldonado knocked Hicks to the ground, where they continued to wrestle. Marchello, who did not realize that she had been shot, followed Maldonado and Hicks. Maldonado was unable to control Hicks' hands, and Hicks fired his firearm twice at Maldonado's head while they wrestled on the ground. One of Hicks' rounds grazed Maldonado's hand. In response, each deputy fired four rounds at Hicks.

The Rodeway Inn is located on the south side of Century Boulevard, which runs from east to west. Praire Avenue is to the west and runs from north to south. There is a "U" shaped driveway through the parking lot in front of the motel, on the northern portion of the property, bordering Century Boulevard. There are two entrances to the parking lot from Century Boulevard, which are in the eastern and western corners. The two story Rodeway Inn building is south of the parking lot, with windows facing the parking lot and Century Boulevard beyond.

Statement of Deputy Anthony Maldonado

Deputies Maldonado and Marchello were in full uniform in a marked black and white patrol vehicle on routine patrol working the early morning shift in South Los Angeles. Maldonado was the driver. As he and Marchello travelled eastbound on Century Boulevard from Prairie Avenue, Maldonado noticed an older model silver Mercedes sedan also driving eastbound on Century Boulevard with illegally tinted front windows and paper plates. The Mercedes pulled into the parking lot of the Rodeway Inn and pulled partially into a spot then "froze" blocking traffic.

The deputies pulled into the eastern driveway of the Rodeway Inn, and stopped their car perpendicular to the Mercedes. Hicks exited the front passenger seat of the Mercedes and walked to the trunk. The deputies decided to contact the occupants of the vehicle. Maldonado approached [redacted] the driver of the Mercedes, at the driver's side window, while Marchello walked over to Hicks, who was standing by the trunk of the Mercedes.

Maldonado heard Hicks arguing with Marchello, but he could not make out the words. It sounded as though Marchello had the situation "under control." Maldonado continued talking to [redacted]

As Marchello and Hicks moved toward the patrol vehicle, Hicks became increasingly uncooperative and louder. Marchello was struggling to maintain control of Hicks and told him to stop fighting. Maldonado walked over to assist Marchello. By the time Maldonado joined the fight, Hicks had broken Marchello's grip on him. Hicks pushed Marchello into the car mirror and the spotlight on the passenger side of the deputies' patrol vehicle, which appeared to cause Marchello to lose her balance and fall.

Maldonado grabbed Hicks' right arm with his right hand. Hicks said, "I have a gun," and simultaneously produced a silver semi-automatic handgun from his waistband with his right hand. Maldonado bear hugged Hicks from behind in order to control his hands by keeping his arms down. The two men wrestled, still on their feet, traveling to the driver's side of the car. Maldonado wanted to access either his duty weapon or his backup weapon, but he believed that if he loosened his grip on Hicks, Hicks would "have the jump on" him and shoot him and Marchello.

As Maldonado and Hicks struggled by the driver's side of the patrol vehicle, Maldonado heard Hicks fire two rounds. He was controlling Hicks' arms but could not control Hicks' hands. The struggle continued and moved toward the trunk of the patrol vehicle, then north, toward Century Boulevard. When Hicks and Maldonado had travelled approximately ten feet from the trunk, Maldonado heard the slide of Hicks' firearm chamber, and Hicks fired two or three more rounds.

As Maldonado and Hicks moved toward Century Boulevard, Maldonado momentarily lost his grip on Hicks. Maldonado believed he would be shot, but he regained control of Hicks and resumed the struggle to maintain control of Hicks' hand. Maldonado saw a cinder block wall that runs along the eastern edge of the parking lot and slammed Hicks into it twice to make him drop the gun. Hicks did not drop the gun.

Maldonado and Hicks reached the sidewalk at the northeastern corner of the property, where they continued to grapple. They fell to the ground together, both face down, with Maldonado on top of Hicks. Maldonado lost his grip on Hicks, but held him down. Hicks was able to turn his body and fired approximately six rounds. Maldonado's hand was grazed by either the second or third round.

Hicks turned his body more and fired one more round which flew past Maldonado's left ear. Maldonado lost his hearing and heard only a ringing sound. Maldonado realized he would have to release Hicks in order to access his duty weapon. Maldonado believed that, in order to fire a round at Hicks, he would have to allow himself to be shot. Maldonado hoped his bullet proof vest would absorb the impact.

Hicks was face down on the ground. Maldonado found Hicks' gun and gun hand with his left hand, pushed them to the ground and pinned them down. Maldonado pushed himself slightly up and got his duty weapon from his holster. Maldonado shot Hicks once in the back of the head. Maldonado pushed himself a little farther from Hicks and positioned himself straddling Hicks' legs. Maldonado could not see Hicks' gun and did not know what he was doing with it.

Maldonado fired two more rounds at the back of Hicks' head. Hicks continued to move his arms and his firearm was still concealed underneath him. Maldonado shot Hicks three or four more times in the back.

Hicks stopped moving. Maldonado grabbed Hicks' gun and threw it behind him.[1] Marchello, who was approximately ten feet away, told Maldonado that she had been shot. Maldonado used his handheld radio to broadcast his location. Maldonado did not know whether or not Marchello fired her weapon.

Maldonado suffered a graze wound to his left hand and had difficulty hearing with his left ear.

Maldonado thought he fired six or seven shots. It was established that he fired four shots.

Statement of Deputy Kelly Marchello

As Deputies Marchello and Maldonado drove past the Rodeway Inn, they saw the Mercedes enter the parking lot and pulled in after it. Marchello and Maldonado exited their vehicle to discuss the Mercedes' parking violation with the occupants of the Mercedes. As Maldonado and Marchello approached, Hicks exited the passenger side of the vehicle and went straight to the trunk. Marchello immediately feared that Hicks had a gun or wanted to get a gun.

Marchello ordered Hicks to show his hands. Initially, Hicks did not comply. Marchello grabbed him by the arms and attempted to detain him. As Marchello tried to walk Hicks to the patrol car, Hicks became "squirmy" and struggled with Marchello, turning his body in an attempt to evade her. Marchello repeatedly told him to put his palms together and to interlace his fingers because she wanted his hands behind his back.

Hicks had keys in his hand, which Marchello feared he would throw in her face. Marchello took the keys away and threw them onto the hood of her vehicle. Hicks continued to struggle. Marchello let go of Hicks with one hand to get out her cuffs. Hicks turned on her and she tried to push him up against her patrol vehicle. Hicks "bladed" his body toward her. Marchello ordered Hicks to stop fighting in a louder and louder voice.

Maldonado joined Marchello, and Hicks began to fight both deputies. Both deputies tried to gain control of Hicks' hands. Maldonado and Hicks were by the hood on the driver's side and Marchello was by the front passenger's side. Marchello saw Hicks' arms swinging and Maldonado grabbed his arms from behind. Hicks reached into his waistband and Marchello saw the muzzle of a gun pointing at her face. When Marchello saw the gun, she lowered herself behind the patrol vehicle, attempting to use it as cover. Maldonado and Hicks were still wrestling, and the gun was being "tussled back and forth." Marchello thought that Hicks was going to kill Maldonado, so she got back up to re-join the fight. Marchello had not heard any

[1] Maldonado could not recall exactly how or where he found the gun and could not recall whether or not he rolled Hicks over to find the gun.

gunshots, and was not aware that she had been shot. Marchello began to feel a warm sensation in her pelvic area. When Marchello arose from her crouching position, the sensation in her pelvic area felt warmer. She disregarded the feeling because her primary focus was to help her partner.

Marchello saw Maldonado and Hicks pushing each other back and forth while Maldonado tried to control Hicks' hands. Maldonado and Hicks wound up near the mouth of the driveway. Hicks still had the gun in his hands. Marchello saw the muzzle and the shine from the gun and ran toward the fight.

Maldonado was both trying to take Hicks' gun away and using his chest and bullet proof vest to push the gun away. Marchello saw Hicks point the gun at Maldonado's head, and saw the muzzle flash when he fired his gun three or four times at Maldonado's head. Marchello believed that Maldonado had been struck. After firing those shots, Hicks continued to fight and still had his gun.

While Maldonado was trying to push himself away from Hicks, Marchello shot at Hicks. She believed that she shot Hicks twice in the head. After Marchello shot at Hicks, he stopped moving.

The hot sensation in Marchello's groin turned into throbbing pain. Marchello looked down and saw a hole in her pants. Marchello suffered a contusion to her pelvic area and a graze wound to her right thigh.

It was determined that Marchello fired four shots.

Statement of [redacted]

[redacted] was a guest at the Rodeway Inn. A short time before the incident, [redacted] left the motel and walked up and down Century Boulevard, trying to buy a snack. When [redacted] returned to the Rodeway Inn parking lot, he saw the Mercedes parked next to his car, by the motel office. As [redacted] approached his car, he saw Marchello with Hicks "on the hood of her car." Maldonado was at the Mercedes.

[redacted] walked toward the lobby, deliberately walking on the west side of the police car and the Mercedes to avoid going between the deputies. As [redacted] got closer to the deputies, he heard Hicks say, "I got a gun." Marchello responded, "Excuse me?" Hicks stated, "I have a fucking gun." [redacted] looked in the direction of both deputies. It appeared that Maldonado also heard Hicks, because he joined Marchello and Hicks at the patrol vehicle. There was an exchange of words, and Maldonado said, "Drop it, put it down." Marchello was also speaking, but [redacted] could not hear what she said. Hicks kept saying, "I've got a gun. I've got a fucking gun." [redacted] saw that Hicks had a "big ass gun" that looked like a semi-automatic. Hicks had both hands on the gun, and was holding his hands in front of himself. Hicks did not appear to be pointing the gun at anything.

Maldonado grabbed one of Hicks' hands, but the gun remained "free." Maldonado and Hicks began to "tussle" for control of the gun, moving around to the driver's side of the patrol vehicle. Maldonado continued to say, "Drop it, drop it." Once the tussling began, [redacted] got down and stayed on the ground behind his car, peeking out periodically. The deputies continued to tell Hicks in a firm tone that he had to put the gun down, but Hicks would not release the gun.

[redacted] looked up and saw that both deputies and Hicks had moved to the northeast corner of the lot, where the tussling continued. Both deputies were trying to wrestle Hicks to the ground. [redacted] heard, but did not see, what he believed to be the first gunshots. Initially, [redacted] heard two louder shots from a single gun, a brief pause, then approximatey six shots from what sounded like a smaller gun. [redacted] looked up and saw that Hicks was down and that the fighting had stopped. When [redacted] looked up, he saw Maldonado back away from Hicks, whom he described as motionless, and shoot him. That was the only shot witnessed by [redacted]

Statement of [redacted]

[redacted] was Hicks' roommate a few months before Hicks' death. Hicks was addicted to methamphetamine and used it every day. Hicks [redacted] and was wanted by the police. Hicks said he did not care if he got into trouble with the police for possessing the gun, and he said the police would have to kill him before he would return to jail.

Hicks was convicted of [redacted]. Hicks was also convicted of [redacted] throughout his adult life.

The Rodeway Inn Videotapes

A series of video cameras in the parking lot of the Rodeway Inn captured grainy video of the incident from different angles. The video cameras point north, so the figures become smaller and less distinct as they progress toward Century Boulevard.

The Mercedes pulls into the parking lot and stops halfway into a parking spot, blocking traffic. The patrol vehicle enters the parking lot and parks perpendicular to the Mercedes, within a carlength. Hicks exits the front passenger door of the Mercedes and walks to the trunk with what appears to be a flashlight in his hand. Hicks opens the trunk and the trunk lid blocks the video cameras from filming what Hicks is doing in the trunk. Within a second, Marchello joins Hicks by the trunk. Marchello goes behind Hicks and grasps both of his hands behind his back. Hicks turns and walks toward the patrol vehicle, with Marchello behind him, holding both of his hands behind his back. Meanwhile, Maldonado is standing by the driver's door of the Mercedes.

Marchello and Hicks stand together on the passenger side of the patrol vehicle for several seconds. Hicks begins to struggle with Marchello and Maldonado quickly walks from the Mercedes to help Marchello maintain control of Hicks. Marchello stumbles backwards and Maldonado and Hicks wrestle their way around the front of the patrol vehicle without her. Maldonado is behind Hicks and appears to be grabbing him from behind as they go past the hood

of the patrol vehicle. Hicks' right arm is extending out, over the hood of the car, and it appears that he has a long shiny object in his right hand. Maldonado appears to be trying to control Hicks' right hand, and he is pushing Hicks into the hood of the car, which both men are facing. As they wrestle their way around the front of the car, Hicks turns his body so that it faces Marchello, and it appears that his right arm remains outstretched, toward her. The driver's side exterior spotlight on the patrol vehicle is on and the beam faces the video camera. Hicks and Maldonado are traveling backward, away from the patrol vehicle. It is unclear whether Maldonado is dragging Hicks, or Hicks is pushing Maldonado. After Marchello stumbles, she slightly lowers herself behind the passenger's side of the vehicle. Within a second, she stands up and begins to run toward Maldonado and Hicks.

The videotape captures the instant at which Marchello was shot. As Marchello passes the front license plate of the patrol vehicle, Maldonado and Hicks pass the spotlight on the driver's side of the car and Hicks is facing Marchello across the hood. Hick's right arm is raised and pointing at Marchello. [2] Suddenly, Marchello's entire body flinches and she spins violently backwards, falling to one knee. At that moment, the glare of the spotlight obscures parts of Hicks' and Maldonado's upper bodies. Instantly, Marchello stands back up and pursues the fight.

Maldonado continues to bearhug Hicks from behind, and the two men run together to the northeastern corner of the lot. Maldonado and Hicks appear to run into a wall that runs along the eastern side of the parking lot. Marchello initially runs after Maldonado and Hicks rapidly closing ground on them. After about 20 feet, Marchello slows and begins to walk rapidly, with a limp. Marchello used her flashlight to illuminate the fight from this point forward.

By the time Hicks and the deputies reach Century Boulevard, they become very small and indistinct in the video. Maldonado and Hicks fall to the ground and wrestle for a few seconds. From this point forward, the deputies and Hicks appear only as small moving gray shapes. It appears that muzzle flashes may emanate from the pile, but it is not possible to differentiate between muzzle flashes and other light sources including Marchello's flashlight.

Physical Evidence

Ballistic Evidence

Both deputies used their department issued Beretta 9 mm handguns. It was established that each deputy fired four rounds.

Hicks' firearm was a Glock semi-automatic 40 calibre handgun that was recovered near his body. It was established that Hicks fired three rounds. There was a spent casing near Hicks' body and another one in the chamber of Hicks' firearm, indicating that the firearm jammed when he fired his final round.

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[2] It appears there may be a muzzle flash from Hicks' gun at the instant he passes the spotlight on the patrol vehicle, but is is impossible to differentiate between the light of the spotlight and any possible muzzle flash at that moment.

Eight expended 9 mm casings were recovered in the immediate area in which Hicks was shot. Each of the deputies' guns fired four of those casings.

Coroner's Findings

On November 2, 2013, Los Angeles County Medical Examiner Dr. Paul Gliniecki performed an autopsy on Hicks and concluded that Hicks died as a result of multiple gunshot wounds. Hicks sustained a total of seven gunshot wounds.

A toxicology analysis detected the presence of methamphetamine in Hicks' blood.

LEGAL ANALYSIS

California law permits the use of deadly force in self-defense if the person claiming the right of self-defense actually and reasonably believed that he was in imminent danger of great bodily injury or death. *People v. Humphrey* (1996) 13 Cal.4th 1073, 1082; *see also* CALCRIM No. 505. In general, the same legal principles apply to the use of deadly force in defense of another person. CALCRIM No. 3470.

Quentin Hicks presented a lethal threat to Deputies Marchello and Maldonado from the moment he produced the semi-automatic firearm from his waistband. Hicks fired at Deputy Marchello at close range in the first salvo, demonstrating that he was prepared to shoot and kill her. Hicks disregarded the orders of the deputies and refused to relinquish his weapon. Hicks intentionally fired his firearm at Deputy Maldonado while they wrestled on the ground demonstrating that he was prepared to shoot and kill him. Both deputies reasonably believed that Hicks would kill either or both of them at the first opportunity.

CONCLUSION

The evidence examined shows that Quentin Hicks tried to kill both Deputies Marchello and Maldonado. In reasonable fear of great bodily injury or death to themselves and each other, Deputies Marchello and Maldonado fired their service weapons, striking Hicks.

Based on the foregoing, we find that Deputies Kelly Marchello and Anthony Maldonado acted in lawful self-defense and in defense of each other. We are therefore closing our file and will take no further action in this matter.

Very truly yours,

JACKIE LACEY
District Attorney

By

GRETCHEN FORD
Deputy District Attorney
[redacted]

c: Deputy Kelly Marchello [redacted]
Deputy Anthony Maldonado [redacted]

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service Since 1850"

OFFICE CORRESPONDENCE

DATE: September 9, 2016

FROM: JOHN S. BENEDICT, COMMANDER
NORTH PATROL DIVISION

TO: ERIC I. STRONG, A/CAPTAIN
SOUTH LOS ANGELES STATION

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	SH2344520
Incident:	Hit Shooting
Incident Date:	October 29, 2013
Unit:	South Los Angeles Station
Suspect(s):	Hicks, Quentin MB/092064
Involved Employees:	Deputy Anthony Maldonado [redacted] Deputy Kelly Marchello [redacted]
EFRC Date:	September 8, 2016

The Executive Force Review Committee (EFRC) consisting of Commanders John S. Benedict, Darrell B. Bolin and Ralph J. Webb met and reviewed the above case.

FINDINGS:

The EFRC determined the use of force and tactics were within Department policy.

RECOMMENDATIONS:

The EFRC made no recommendations.

JSB:TLB:tlb